

Filing # 53115129 E-Filed 03/01/2017 09:29:23 AM

# Supreme Court of Florida

WEDNESDAY, MARCH 1, 2017

CASE NO.: SC16-2037

Lower Tribunal No(s):

5D16-180;

592013CA0037900000XX

NEELAM UPPAL

vs. THE HEALTH LAW FIRM

Petitioner(s)

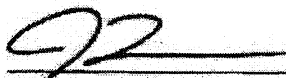
Respondent(s)

Because petitioner has failed to show a clear legal right to the relief requested, she is not entitled to mandamus relief. Accordingly, the petition for writ of mandamus is hereby denied. See Huffman v. State, 813 So. 2d 10, 11 (Fla. 2000). No rehearing will be entertained by this Court.

PARIENTE, QUINCE, CANADY, POLSTON, and LAWSON, JJ., concur.

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John A. Tomasino  
Clerk, Supreme Court



*Handwritten:* S.J.  
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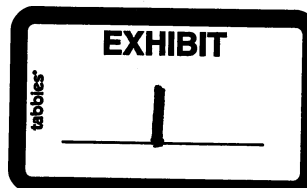
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NEELAM UPPAL

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**IN THE SUPREME COURT OF FLORIDA**

**NEELAM UPPAL**  
**APPELLANT/DEFENDANT,**

**vs.**

**Case No. -SC16-2037**

**HEALTHLAW FIRM., et al**  
**APPELLEE/PLAINTIFF**

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**APPELLANT'S MOTION FOR RE-CONSIDERATION**

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**NEELAM UPPAL, MD**  
**Pro se**  
**P.O. Box 1002**

**Largo, FL-33779**

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## MOTION

### STATEMENT OF THE ISSUE

The appellant moves for re-consideration as this court has misapprehended the issue. The appellant states her right as a citizen of United States she has a right to appeal any decision of the lower court especially if it is unjust, based on fraud and violation of the State and Federal laws and case laws. She should not be punished or sanctioned for exercising her right. It would be a prejudice against the people of Florida to punish them for filing an appeal to seek Justice under the constitution and the Florida Statutes. (Refer to the BRIEF submitted to the 5th DCA.

### PRELIMINARY STATEMENT

The Appellant/Defendant below, Neelam Uppal, will be referred to as "Appellant" or Defendant in this brief. Appellee/Plaintiff below, healthlaw firm et al, will be referred to as the "Plaintiff" or "Appellee."

### STATEMENT OF THE CASE AND THE FACTS

1. The Healthlaw firm and George indet has sued about 200 doctors in the last 2 years with Fraudulant billing in the same circuit and district court and most of them in front of the same judge. The Appellee is abusing its authority, privilege, licence and exploiting the doctor and Public of Florida. (See attached).
2. During the appeal's pendency, the Districtcourt lacks jurisdiction "to modify or amend the judgment on appeal," *Brown v. Brown* 931 So. 2d 251, 251 (Fla. 1st DCA 2006), or "entertain . . . motion[s] pursuant to Florida Rule of Civil Procedure 1.540(b)." *State ex. rel. Schwarze v. Lantz*, 440 So. 2d 446, 449 n.3 (Fla. 3d DCA 1983) (citations omitted); see, e.g., *Zuckerman v. Alex Hofrichter, P.A.*, 630 So. 2d 210, 211 (Fla. 3d DCA 1993) ("[A] District court lacks jurisdiction to proceed on a motion.

#### **SUMMARY OF THE ARGUMENT**

This Court should agree to declare null and void, the order of Fifth DCA sanctioning the petitioner's to file an appeal, dismissing the case and denial of recusal of the judge as it is likely that the underlying issue regarding lower court judges entering judgments on fraudulent bills will recur again

**ARGUMENT ISSUE:**

Appellant contends that this Court should exercise its discretion to review the appellate decision of sanctioning the appellant for filing an appeal and allowing payment on a Fraudulant bill entered by fraud in the court.

and denial of recusal of the Judge.

because the "the district court cannot ignore F.S. 68.081031  
reconciled with the previous decision of this Court, and  
Appellant holds that Section 1.540(b ) Florida Statutes applies to Final Judgement.

As a result, this Honorable Court should exercise  
jurisdiction to entertain this case to allow Appellant of her constitutional rights  
and that the court hold that the Final Judgement that disposes off the cause is null  
and void.

Additionally, Fla. R. of Civil 1.560, this provides another basis for this this court  
to invoke Jurisdiction.

Consequently, the likely recurrence that this issue will arise again, it would  
behoove the Court to accept jurisdiction in this case in order to render a clear  
binding prospective opinion on all Florida courts.

3. The Appellant requests that this Court to grant her writ pursuant to Art. V, § 4(b) (1) and 3(b)(3), Florida Constitution that this order thwarts petitioner's right to appeal and (i.e., expressly declares valid a state statute and expressly construes a provision of the state or federal constitution under the 7th and 14th amendments.
4. The petitioner's requests to preserve her right to appeal as a fundamental safeguard against injustice and to allow her the review for errors of facts and law of the court of the lower tribunal, by cancelling the sanctions.
5. Wherefore, I request this court to recuse itself and cancel the sanctions by the 5th DCA and declare all orders of the Circuit court of the eighteenth Judicial null and void.

Respectfully submitted,

s/Neelam Uppal

**NEELAM UPPAL, PRO, SE**

**P.O BOX 1002.**

**LARGO, FL-33779**

**PH. - (727)-403-0022**

**E-mail- nneelu123@aol.com**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY THAT a true copy of the foregoing was furnished by U.S.  
Mail to Carlton Fields at 525 okeechobee rd, West palm beach , FL-34902

**CERTIFICATE OF COMPLIANCE**

I HEREBY CERTIFY THAT the instant pleading was produced in Times New Roman  
14-point font.

s/ Neelam Uppal

03/15/2017

**STRICKEN**

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# Supreme Court of Florida

FRIDAY, MARCH 17, 2017

CASE NO.: SC16-2037

Lower Tribunal No(s):

5D16-180;

592013CA0037900000XX

NEELAM UPPAL

vs. THE HEALTH LAW FIRM

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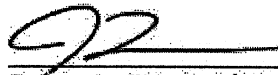
Petitioner(s)

Respondent(s)

The "Motion for Re-Consideration" has been treated as a motion for rehearing. Pursuant to this Court's order dated March 1, 2017, the motion for rehearing is hereby stricken as unauthorized.

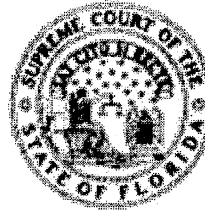
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Clerk, Supreme Court



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NEELAM UPPAL

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***Florida Supreme Court Cases for Party UPPAL, NEELAM***

07/28/2017 12:33

Case	Status	Filed	Type	Style	Disposed
SC11-1133	Closed	05/26/2011	Statutory or Constitutional Invalidity	NEELAM UPPAL v. CHARLENE RODRIGUEZ	06/10/2011
SC11-1205	Closed	06/13/2011	Statutory or Constitutional Invalidity	NEELAM UPPAL, ETC. v. CLS BILLING SERVICES, INC.	06/20/2011
SC12-1985	Closed	09/07/2012	Statutory or Constitutional Invalidity	NEELAM UPPAL v. CHARLENE RODRIGUEZ	10/02/2012
SC16-322	Closed	02/10/2016	Statutory or Constitutional Invalidity	NEELAM UPPAL v. WELLS FARGO BANK, N.A.	02/23/2016
SC16-366	Closed	02/24/2016	Direct Conflict of Decisions	NEELAM UPPAL v. WELLS FARGO BANK, N.A.	03/01/2016
SC16-883	Closed	05/20/2016	Direct Conflict of Decisions	NEELAM UPPAL v. WELLS FARGO BANK, N.A.	05/23/2016
SC16-886	Closed	05/20/2016	Direct Conflict of Decisions	NEELAM UPPAL v. FLORIDA DEPARTMENT OF HEALTH BOARD OF MEDICINE	05/23/2016
SC16-2037	Closed	11/07/2016	Mandamus	NEELAM UPPAL v. THE HEALTH LAW FIRM	03/01/2017
<b>Total Cases 8</b>					